



April 2, 2018

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**VIA EMAIL AND U.S. MAIL**

Wesley G. Barr  
The Olinde Firm, LLC  
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Re: *In re Bair Hugger Forced Air Warming Devices Products Liability Litigation*  
MDL No. 2666 – Deficiencies in Amended Plaintiff Fact Sheet  
*Hurley, Jonathan v. 3M Company et al* Case No.:0:17-cv-04169-JNE-FLN

Dear Counsel:

We are in receipt of the second amended Plaintiff Fact Sheet (PFS) for the above-captioned matter. The second amended PFS still has core deficiencies, as set forth in the enclosed report.

Paragraph 4 of Pretrial Order No. 14 defines core deficiencies as “a lack of response to all questions in Section I, Section II, and Section III; Section IV, questions 1, 3, 7, 8, 9, 10; Section V, questions 5, 6, and 7; Section VI, questions 1, 3, 6, 7, 8, and 9; Section VII, questions 1 and 2; Section 8, question 2; Section IX, questions 1, 3, and 4, or lack of signed medical authorizations.” Paragraph 3 further requires a signed verification.

In addition, the instructions on the PFS form prohibit leaving spaces blank and provide as follows: “If a question is not applicable to you, please state ‘Not Applicable’ or ‘N/A.’” In our review, many deficiencies resulted from a plaintiff leaving one or more spaces blank.

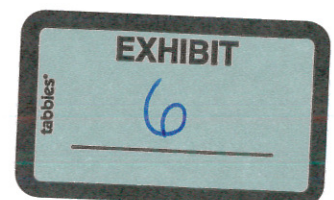
Pursuant to paragraph 6 of PTO 14, within 3 weeks of the date of this letter, you must respond in writing by either (1) curing the deficiencies (by serving a further revised, verified PFS through Plaintiffs’ portal); (2) disputing the deficiencies and setting forth the reasons the PFS is not deficient; or (3) explaining why the deficiencies cannot be timely cured. When serving a revised, PFS through Plaintiff’s portal, you do not need to resubmit documents that were previously served with the original and/or any amended PFS. An updated verification is required, however, to be served along with the amended PFS.

Sincerely,

s/ Benjamin W. Hulse

Benjamin W. Hulse

cc: Plaintiffs’ Co-Lead Counsel  
Enclosure



Title "Hurley\_Jonathan\_17-cv-04169\_1\_Hurley\_Jonathan\_17-cv-04169\_1"

Hurley\_Jonathan\_17-  
cv-  
04169\_1\_Hurley\_Jonathan\_17-cv-04169\_1

PLAINTIFFS' LAST NAME - Hurley  
PLAINTIFFS' FIRST NAME - Jonathan C.  
CASE NO. - 17-cv-04169  
SECTION I (CASE INFORMATION) - Incomplete  
SECTION I - INCOMPLETE QUESTIONS - 04  
SECTION II (PERSONAL INFORMATION) - Incomplete  
SECTION II - INCOMPLETE QUESTIONS - 01, 10  
SECTION III (SURGERY INFORMATION) -  
SECTION IV - 1 (VITAL STATISTICS) -  
SECTION IV - 10 (DRUG/ALCOHOL) -  
SECTION IV - 3 (HEALTHCARE PROVIDERS) -  
SECTION IV - 7 (PHARMACIES/DRUGSTORES) - Incomplete  
SECTION IV - 8 (DENTAL PROCEDURES) -  
SECTION IV - 9 (TOBACCO) -  
SECTION IX - 1 (CONSORTIUM NAME ETC.) -  
SECTION IX - 3 (RESIDENCES) -  
SECTION IX - 4 (MARRIED) -  
SECTION V - 5 (DISABILITY CLAIMS) -  
SECTION V - 6 (LAWSUITS) -  
SECTION V - 7 (BANKRUPTCY) -  
SECTION VI - 1 (PHYSICAL INJURY) -  
SECTION VI - 3 (EMOTIONAL DISTRESS) - Incomplete  
SECTION VI - 6 (WARNINGS) -  
SECTION VI - 7 (3M/ARIZANT COMMUNICATIONS) -  
SECTION VI - 8 (3M/ARIZANT WARRANTY) -  
SECTION VI - 9 (AUGUSTINE) -  
SECTION VII - 1 (LOST PAST WAGES) -  
SECTION VII - 2 (LOST FUTURE WAGES) -  
SECTION VIII - 2 (VERBAL/WITTEN STATEMENT) -  
X.01 - SIGNED AUTHORIZATION -  
X.02.D - DOCUMENTS - SIGNED VERIFICATION - Incomplete  
I.03.B - PLAINTIFFS' COUNSEL'S FIRM - The Olinde Firm, LLC  
I.03.E - PLAINTIFFS' COUNSEL'S EMAIL - wbarr@olindefirm.com